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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James U. Morrison

Examiner: White, Everett

Application No.: 09/829,707

Group Art: 1778

Filing Date: April 10, 2001

Docket No.: 26017-3 (old)
26017-6 (new)

Title: METHOD AND COMPOSITION FOR CONTROLLED RELEASE ACARBOSE
FORMULATIONS

Board of Patent Appeals and Interferences
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BOARD OF PATENT APPEALS
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AMENDMENT IN RESPONSE TO NEW GROUND OF REJECTION

BY BOARD OF PATENT APPEALS AND INTERFERENCES

Dear Sir:

This amendment is filed in response to the May 28, 2004 Decision on Appeal by the Board of Patent Appeals and Interferences. Although the Board overruled all rejections which were pending in the case as the case went to appeal, the Board did issue one new ground of rejection. This amendment is filed pursuant to 37 C.F.R. §1.196(b), which sets a two-month period from the date of the Board's decision for response. Accordingly, this response is timely filed.

No fees are believed due. However, the Patent Office is hereby authorized to charge any fees which may be due in connection with this Amendment, or credit any overpayment, to Deposit Account No. 02-2051, referencing Attorney Docket No. 26017-6.

Please amend the subject application as follows: